

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

DANIEL KLEEGER, LISA STEIN and AUDREY
HAYS,

Plaintiffs,

vs.

**STIPULATION AND
ORDER**

**Civ. Action No.:
1:16-cv-09517-LAK**

LESTER EBER; ALEXBAY, LLC f/k/a LESTER EBER,
LLC; CANANDAIGUA NATIONAL CORPORATION
d/b/a CANANDAIGUA NATIONAL BANK & TRUST;
ELLIOT W. GUMAER, JR.; EBER BROS. & CO., INC.;
EBER BROS. WINE AND LIQUOR CORPORATION;
EBER BROS. WINE & LIQUOR METRO, INC.; EBER-
CONNECTICUT, LLC ; and WENDY EBER

Defendants.

WHEREAS Defendant Canandaigua National Bank & Trust filed a Motion to
Dismiss the Complaint on March 3, 2017;

WHEREAS Plaintiffs' counsel was granted an extension to file their response
on or before March 21, 2017 and did, in fact, file their extension;

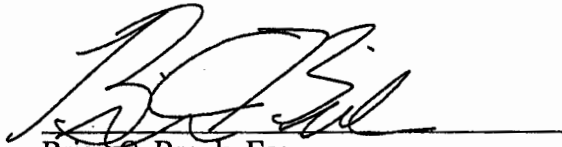
WHEREAS Defendant Canandaigua National Banks & Trust's reply is due on
or before March 28, 2017;

WHEREAS Defendant Canandaigua National Bank & Trust has not previously
requested any extensions;

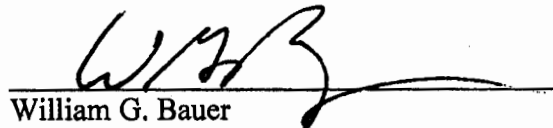
IT IS HEREBY STIPULATED by and between counsel for Plaintiffs and counsel
for Defendant Canandaigua National Bank & Trust that Defendant shall be granted a two-day

extension of time to file a reply in support of its Motion to Dismiss, so that the new deadline is March 30, 2017.

Dated: March 28, 2017




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SO ORDERED, this 29 day of March, 2017



Hon. Lewis J. Kaplan